

**HAWAII STATE**

**HOUSE OF REPRESENTATIVES**

**REGULAR SESSION OF 2012**

***MINI JOURNAL***

***FLOOR REMARKS TO BE INSERTED***

**SEVENTH DAY**

**JANUARY 30, 2012**

OFFICE OF THE CHIEF CLERK

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## SEVENTH DAY

Monday, January 30, 2012

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2012, convened at 12:04 o'clock p.m., with Speaker Say presiding.

The invocation was delivered in song by Ms. Romie Wright of Representative Carroll's office, after which the Roll was called showing all Members present with the exception of Representatives Cabanilla and Carroll, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Sixth Day was deferred.

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 199 through 203) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 199, dated December 23, 2011, transmitting the Sheriff Division's Expenditure on Overtime Related to Special Duty Assignments Report, prepared by the Department of Public Safety pursuant to Act 164, Section 24, SLH 2011.

Gov. Msg. No. 200, dated January 6, 2012, transmitting the Hawaii Economic Development Task Force Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 73, SLH 2010.

Gov. Msg. No. 201, dated January 6, 2012, transmitting the Energy Resources Coordinator's Annual Report for 2011, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 155, SLH 2009.

Gov. Msg. No. 202, dated January 13, 2012, transmitting the Sheriff Division's Task Force Recommendations Related to Creating a Department of the Sheriff, prepared by the Department of Public Safety pursuant to Act 215, SLH 2011.

Gov. Msg. No. 203, dated January 25, 2012, transmitting the Transfer of Revolving Fund Monies Annual Report for 2011, prepared by the Department of Agriculture pursuant to Sections 155-14 and 219-4, HRS.

At 12:08 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:21 o'clock p.m.

## ORDER OF THE DAY

## UNFINISHED BUSINESS

**Conf. Com. Rep. No. 1-12 and H.B. No. 608, HD 3, SD 1, CD 1:**

By unanimous consent, action was deferred one legislative day.

## SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering certain Senate Bills for Final Reading by consent calendar. (Representatives Cabanilla, Carroll and Luke were excused.)

## UNFINISHED BUSINESS

**Conf. Com. Rep. No. 2-12 and S.B. No. 239, SD 2, HD 2, CD 1:**

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 239, SD 2, HD 2, CD 1, pass Final Reading, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Takai  
Rep. Thielen  
Speaker Say  
Rep. Marumoto  
Speaker Say  
Rep. Ching  
Speaker Say

**TO BE INSERTED: Rep. Takai**  
(Submit by Thursday, February 2)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 239, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," passed Final Reading by a vote of 47 ayes to 1 no, with Representative Rhoads voting no, and with Representatives Cabanilla, Carroll and Luke being excused.

**Conf. Com. Rep. No. 3-12 and S.B. No. 809, SD 1, HD 1, CD 1:**

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 809, SD 1, HD 1, CD 1, pass Final Reading, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Takai

**TO BE INSERTED: Rep. Takai**  
(Submit by Thursday, February 2)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 809, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Final Reading by a vote of 48 ayes, with Representatives Cabanilla, Carroll and Luke being excused.

At 12:28 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 239, SD 2, HD 2, CD 1  
S.B. No. 809, SD 1, HD 1, CD 1

## REPORTS OF STANDING COMMITTEES

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 6-12) recommending that H.B. No. 1706, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1706, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 7-12) recommending that H.B. No. 1986, pass Second Reading and be referred to the Committee on Education.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1986, pass Second Reading and be referred to the Committee on Education, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1986, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," passed Second Reading and was referred to the Committee on Education, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 8-12) recommending that H.B. No. 1984, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1984, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1984, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 9-12) recommending that H.B. No. 1744, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1744, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 10-12) recommending that H.B. No. 1698, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1698, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 11-12) recommending that H.B. No. 1754, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that H.B. No. 1754, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Ching

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1754, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cabanilla, Carroll and Luke being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 12-12) recommending that H.B. No. 1927, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1927, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING COMMISSION LAW," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cabanilla, Carroll and Luke being excused.

## REPORTS OF CONFERENCE COMMITTEES

Representatives Yamane, Mizuno and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 905, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 4-12) recommending that H.B. No. 905, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4-12 and H.B. No. 905, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DELIVERY OF GOVERNMENT SERVICES," was deferred for a period of 48 hours.

## SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representatives Cabanilla, Carroll and Luke were excused.)

## THIRD READING

### H.B. No. 2002, HD 1:

Representative Chong moved that H.B. No. 2002, HD 1, pass Third Reading, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Ward

The motion was put to vote by the Chair and carried, and H.B. No. 2002, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Third Reading, with Representatives Cabanilla, Carroll and Luke being excused.

At 12:32 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 2002, HD 1

## ANNOUNCEMENTS

REMARKS DELIVERED: Rep. Riviere  
Rep. Hanohano

## COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>H.R.</u> <u>No.</u>	<u>Referred to:</u>
17	Committee on Transportation, then to the Committee on Finance

**H.C.R.****Nos.      Referred to:**

- |    |   |
|----|---|
| 33 | Committee on Transportation, then to the Committee on Finance |
| 34 | Committee on Human Services, then to the Committee on Finance |

**COMMITTEE REASSIGNMENTS**

The following measures were re-referred to committee by the Speaker:

**H.B.****Nos.      Re-referred to:**

- |      |  |
|------|--|
| 1705 | Committee on Finance   |
| 2259 | Committee on Energy & Environmental Protection, then to the Committee on Finance |

**ADJOURNMENT**

At 12:34 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, January 31, 2012. (Representatives Cabanilla, Carroll and Luke were excused.)